DECLARATION OF SERVICE BY FACSIMILE

I, Johana Castro, declare, pursuant to 28 U.S.C. § 1746, under penalty of perjury, that on June 18, 2008, I served the annexed Notice of Initial Pretrial Conference dated June 2, 2008 and the Court's Individual Practices by facsimile, upon the following:

(845) 473-0428 Thomas Gambino, Esq. Attorney for Plaintiff 222 Church Street Poughkeepsie, NY 12601

Dated: New York, New York June 18, 2008

Johana Castro

Assistant Corporation Counsel Special Federal Litigation Division